

"Working to make Indiana businesses clean and safe, and wages fair and competitive."

MITCHELL E. DANIELS, Jr., GOVERNOR Lori A. Torres, Commissioner

402 West Washington St., Room W195 Indianapolis, IN 46204-2751

> Phone: (317) 232-2655 Fax (317) 233-3790

PRELIMINARY ACCIDENT REPORT

1. Accident type: Fatal Injury

2. Accident classification: Slip or Fall of Person

3. Date/Time of accident: August 10, 2007/10:43 a.m.

4. Mining Company Name: Gibson County Coal, LLC

5. Mine Name: Gibson Mine

6. Mine Location: CITY: Princeton COUNTY: Gibson STATE: Indiana

7. Primary mineral mined: Bituminous coal underground mining

8. Contractor Name: Frontier-Kemper Constructors, Inc.

9. Contractor Address: CITY: Evansville COUNTY: Vanderburg STATE: Indiana

10. Victim(s) Information: 1. Name: Todd Richardson

Age: 38, DOB: 04/15/1969

Job Title: Mining Operations Manager

Activity at time of accident: Touring Mine Shaft Construction

Contractor employee: Yes Years of experience: 15

2. Name: Jarred Ashmore

Age: 23, DOB: 08/26/83 Job Title: Project Engineer

Activity at time of accident: Touring Mine Shaft Construction

Contractor employee: Yes

Years of experience: 1 year, 2 months

3. Name: Dan McFadden

Age: 66, DOB: 09/03/1940

Job Title: Retiree

Activity at time of accident: Touring Mine Shaft Construction

Years of experience: 30

Description of the Accident: At approximately 10:43 am on August 10, 2007, three persons were fatally injured at the Gibson County Coal, LLC, Gibson Mine shaft sinking project. Five independent contract employees were working in the shaft bottom area, but were not injured.

Two of the victims were management employees of the shaft sinking contractor, Frontier-Kemper Constructors, Inc. The third victim was identified as a retiree of the same independent contractor. The victims were being lowered into the shaft in a sinking or mucking bucket, when the bucket tipped, causing the victims to fall down the shaft. The shaft is approximately 575 feet in depth and has intersected the Springfield #5 coal seam, but has not yet been connected to the existing underground workings.

Note:

This report was prepared by the Indiana Department of Labor, Bureau of Mines and Mine Safety and with the coordinated efforts of MSHA and the State of Indiana.

Deputy Commissioner Donald "Blink" McCorkle